

JAN 05 2004

RCE/2800
PATENT
APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: PATENT APPLICATION of:

Inventor(s): Charles A. Dark et al.

Appln. No.: 10 042,811

Group Art Unit 2815

Examiner: Nguyen, Joseph H.

Atty. Dkt. No. 100-16901

P05109-C1

Series Code ↑

Serial No. ↑

Filed: January 8, 2002

Title: Silicide Bridged Anti-Fuse (as amended)

RCE

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OR DESIGN APPLICATIONS, OR REEXAMINATION
OF PATENTS

Mail Stop RCE

P.O. Box 1450

Commissioner for Patent

Alexandria, VA 22313-1450

Date:

December 31, 2003

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER RULE 114

Please continue the examination of this application.

PREREQUISITESThis application was filed on/after June 8, 1995, is not abandoned, and no court action has been filed, or if filed, it has been terminated.An issue fee has not been paid (unless a petition under Rule 313(c)(2) is also being filed -- see item 4 below).Prosecution has been closed as defined in Rule 114(b).Reply to any outstanding action and Rule 17(e) filing fee must be enclosed

This application is entitled under Rule 114 to withdrawal of any outstanding finality or of any allowance plus a new action by the Examiner. Consideration on the merits of each submission (e.g., IDS, Amendment, new arguments, new evidence, but not appeal/reply briefs themselves) filed herewith is respectfully requested.

Please consider the following before the next Official Action:

1. Please ☒ enter ☐ do not enter the Amendment filed
2. ☒ The enclosed Amendment.
3. ☐ Consider the arguments in the appeal brief filed ___ and reply brief filed
4. ☐ The issue fee has been paid, but this RCE is based on Rule 313(c)(2). See enclosed petition.
5. ☒ The enclosed Information Disclosure Statement and Form PTO-1449 (with two references).
6. ☒ The Enclosed Non-Publish Request.
7. ☐ Please suspend action under Rule 103(c) for a period of ___ months (3 mos. Max) for which the required \$130 fee is enclosed
8. ☒ A check in the amount of \$1036.00 is enclosed of which \$770 is the required RCE filing fee, \$180 for 10 extra claims and \$86 for one extra independent claim and (Postcard, fee transmittal (with copy) are also attached.)

(Our Deposit Account No. 502305)

(Atty. Dkt. No.) 100-16901 (P05109-C1)

Express Mail No. EV342471406US

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order No. shown above, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

Correspondence Address Below

Law Offices of Mark C. Pickering

Customer No. 33402

P.O. Box 300

Petaluma, CA 94953-0300

(707) 762-5500

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By Atty:

Mark C. Pickering

Sig:

Date:

December 31, 2003

Reg. No.

36,239


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01/06/2004 MAHME1 00000130 10042811

01 FC:1801

770.00 OP

<div style="float: left; width: 150px; text-align: center;">  </div> <div style="float: right; width: 850px;"> <h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">For FY 2004</h3> <p style="margin: 0; font-size: small;">Patent fees are subject to annual revision.</p> <p style="margin: 0; font-size: small;">Express Mail No. EV342471406US</p> </div> <div style="clear: both;"></div>					Complete if Known									
TOTAL AMOUNT OF PAYMENT		\$1036.00			Application Number		10/042,811							
METHOD OF PAYMENT (check one)		Filing Date						January 8, 2002						
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees or credit any overpayment under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account No. 502305		First Named Inventor						Charles A. Dark et al.						
LAW OFFICES OF MARK C. PICKERING		Examiner Name						Nguyen, Joseph H.						
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		Group Art Unit						2815						
2. <input checked="" type="checkbox"/> Payment Enclosed:		Attorney Document No.						100-16901 (P05109-C1)						
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other		FEE CALCULATION (continued)												
FEE CALCULATION					3. Additional Fees									
1. BASIC FILING FEE					Large Entity Small Entity									
LARGE ENTITY SMALL ENTITY					Fee Code Fee									
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid	1051	130	2051	65	Surcharge - late filing fee or oath				
1001	770	2001	385	Utility		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet				
1002	340	2002	170	Design		1053	130	1053	130	Non-English specification				
1003	530	2003	265	Plant		1812	2520	1812	2520	For filing a request for ex parte reexamination				
1004	770	2004	385	Reissue		1804	920	1804	920	Requesting publication of SIR prior to Examiner action				
1005	160	2005	80	Provisional		1805	1840	1805	1840	Requesting publication of SIR after Examiner action				
SUBTOTAL (1)					0	1251	110	2251	55	Extension for reply within first month				
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE					1252						420	2252	210	Extension for reply within second month
Total Claims 30 - 20 ** = 10 x 18 = \$ 180					1253						950	2253	475	Extension for reply within third month
Independent 4 - 3 = 1 x 86 = \$ 86					1254						1480	2254	740	Extension for reply within fourth month
Multiple Dep. * = \$ 0					1255						2010	2255	1005	Extension for reply within fifth month
** or number previously paid, if greater; for Reissues, see below:					1401						330	2401	165	Notice of Appeal
Large Entity Small Entity					1402						330	2402	165	Filing a brief in support of an appeal
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid	1403	290	2403	145	Request for oral hearing				
1202	18	2202	9	Claim in excess of 20		1451	1510	1451	1510	Petition to institute a public use proceeding				
1201	86	2201	43	Independent claims in excess of 3		1452	110	2452	55	Petition to revive-unavoidable				
1203	290	2203	145	Multiple dependent claim, if not paid		1453	1330	2453	665	Petition to revive-unintentional				
1204	84	2204	42	** Reissue ind. claims over original patent		1501	1330	2501	665	Utility issue fee (or reissue)				
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent		1502	480	2502	240	Design issue fee				
SUBTOTAL (2)					\$266	1503	640	2503	320	Plant issue fee				
SUBMITTED BY					*Reduced by Basic Filing Fee Paid						SUBTOTAL (3)	\$770		
Law Offices of Mark C. Pickering					Date: 12-31-03									
P.O. Box 300					By: Mark C. Pickering									
Petaluma, CA 94953-0300					Mark C. Pickering, Reg. No. 36,239									
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PTO/SB/35 (11-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST AND CERTIFICATION
UNDER****35 U.S.C. 122(b)(2)(B)(i)**
(Express Mail No. EV342471406US)

First Named Inventor	Charles A. Dark et al.
Title	Silicide Bridged Anti-Fuse (as amended)
Atty Docket Number	100-16901 (P05109-C1)

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

12-31-03

Date

Signature

Mark C. Pickering
Reg. No. 36,239

Typed or printed name

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This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.